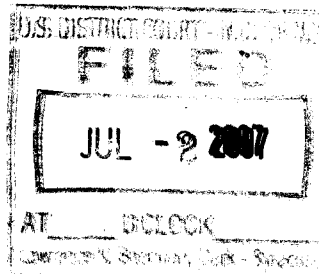


UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NORTHERN NEW YORK



ROBERT SHERLOCK,

Plaintiff,

vs.

EMPIRE STATE CONTAINER,

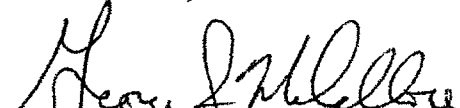
Defendants.


**STIPULATION OF
DISCONTINUANCE WITH
PREJUDICE**

Case No. 06-CV-1437
NAM/GJD

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned, the attorneys of record for all the parties to the above-entitled action, that whereas no party hereto is an infant or incompetent person for whom a committee has been appointed and no person not a party has an interest in the subject matter of the action, the above-entitled action be, and the same hereby is, discontinued with prejudice and without costs to either party as against the other, pursuant to FRCP 41(a)(1). This stipulation may be filed without further notice with the Clerk of the Court.

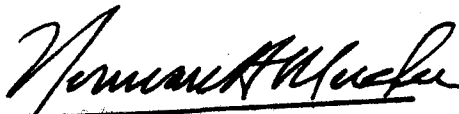
Dated: June 21, 2007


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361820.1

IT IS SO ORDERED.


Norman A. Mordue
Chief Judge

Dated: July 2, 2007